



MARKED AMENDED AGENDA
SCOTTSDALE PLANNING COMMISSION
KIVA - CITY HALL
3939 N. DRINKWATER BOULEVARD
SEPTEMBER 27, 2006
5:00 P.M.

Reorder items on the regular agenda

ROLL CALL

CHAIRMAN STEINBERG ABSENT

MINUTES REVIEW AND APPROVAL

ITEM 1 APPROVED STUDY SESSION MINUTES AND REQUESTED VERBATIM MINUTES ON THE REGULAR MEETING, 6-0; MOTION COMMISSIONER BARNETT

1. September 13, 2006 (including Study Session)

CONTINUANCES

ITEM 2 CONTINUED TO OCTOBER 11, 2006, 5-0; MOTION COMMISSIONER BARNETT; COMMISSIONER O'NEILL RECUSED (CONFLICT OF INTEREST)

2. [20-ZN-2002#2 \(One Scottsdale\)](#) request by owner to modify the amended development standards for height approved to case 20-ZN-2002 on 120 +/- acres located at the northeast corner of Scottsdale Road and Loop 101 (19701 N. Scottsdale Road) with Planned Community District, Planned Regional Center (PCD PRC) zoning. Staff contact person is Don Hadder, 480-312-2352. **Applicant contact person is Shelly McTee, 602-296-1836. The applicant is requesting a continuance to October 11, 2006.**

EXPEDITED AGENDA

ITEM 3 RECOMMENDED FOR APPROVAL, 6-0; MOTION COMMISSIONER BARNETT

3. [23-UP-2006 \(Tanners Live Entertainment\)](#) request by owner for a conditional use permit for live entertainment in an existing 4000 +/- square feet building located at 6990 E. Shea Blvd. with Central Business District (C-2) zoning. Staff contact person is Tim Curtis, AICP, 480-312-4210. **Applicant contact person is James Ladman, 602-418-0007.**

REGULAR AGENDA

ITEM 4 RECOMMENDED FOR APPROVAL AS AMENDED, 6-0; MOTION COMMISSIONER SCHWARTZ

4. [19-UP-2006 \(Safeway @ The Summit Fuel Sales\)](#) request by owner for a conditional use permit for a gasoline service station on a 57,439 +/- square feet parcel located at 32515 N. Scottsdale Road with Central Business District, Environmentally Sensitive Lands (C-2 ESL) zoning. Staff contact person is Don Hadder, 480-312-2352. **Applicant contact person is Lynne Lagarde, 602-265-0094.**

SCOTTSDALE PLANNING COMMISSION
SEPTEMBER 27, 2006
PAGE 2

**ITEM 5 CONTINUED TO A FUTURE DATE BEFORE THE FIRST OF THE YEAR, 6-0;
MOTION, 6-0; MOTION COMMISSIONER STEINKE**

5. [10-TA-2006 \(Accessory Buildings and Structures\)](#) request by City of Scottsdale, applicant, for a Text Amendment to Scottsdale Zoning Ordinance (455) to amend Article VII. General Provisions Section(s) 7.200.A. General Provisions/Additional Area Regulations/Accessory Buildings of the City of Scottsdale Zoning Ordinance (455). The purpose of this text amendment is to maintain the relative scale of the main buildings and accessory buildings on single-family lots of 43,000 square feet or smaller. **Staff/Applicant contact person is Don Hadder, 480-312-2352.**

ITEM 6 MOVED TO EXPEDITED AGENDA

ITEM 6 RECOMMENDED FOR APPROVAL, 6-0; MOTION BARNETT

6. [11-TA-2006 \(Amendment to Penalty Section of the Zoning Ordinance\)](#) request by City of Scottsdale, applicant, for a Text Amendment to Scottsdale Zoning Ordinance (455) to amend Article I. Administration and Procedures Section 1.1400. Violation and Penalty.; Section 1.1401 Classification of penalty.; Section 1.1402. Penalties.; Section 1.1403. Commencement of action.; Section 1.1404 Authority to issue civil complaint.; Section 1.1405 Appearance by defendant.; Section 1.1406 Default judgment.; Section 1.1407. Rules of procedure.; Section 1.1408. Collection of civil sanctions.; Section 1.1409. Violations not exclusive.; Section 1.1410. Each day separate violation.; Section 1.1411. Injunction.; Section 1.1412. Reporting of Violations. of the City of Scottsdale Zoning Ordinance (455). The purpose of this text amendment is to change and clarify violations and penalty provisions in the Zoning Ordinance. **Staff/Applicant contact person is Don Hadder, 480-312-2352.**

ITEM 7 RECOMMENDED FOR APPROVAL AS AMENDED, 4-2; MOTION COMMISSIONER O'NEILL; VICE CHAIRMAN HEITEL AND COMMISSIONER SCHWARTZ DISSENTING

7. [25-ZN-2005 \(Earll Drive Condominiums\)](#) request by owner for reconsideration to rezone from Highway Commercial Downtown Overlay (C-3 D0) to Downtown/Office Residential Type 2 Downtown Overlay (D/OR-2 DO) on a 2.56 +/- acre parcel located at 7320 E. Earll Drive. Staff contact person is Kim Chafin, AICP, 480-312-7734. **Applicant contact person is Lou Jekel, 480-948-7060.**

**ITEM 8 RECOMMENDED FOR APPROVAL, 5-0; MOTION COMMISSIONER BARNETT;
COMMISSIONER SCHWARTZ RECUSED (CONFLICT OF INTEREST)**

8. [4-GP-2006 \(Winstar Pro\)](#) request by owner for a major General Plan Amendment of the Land Use Element from "Cultural/Institutional or Public Use" to "Office" on a 5 +/- acre parcel located at 9909 E. McDowell Mountain Ranch Road. Staff contact person is Kira Wauwie, 480-312-7898. **Applicant contact person is Paul Gilbert, 480-429-3002.**

**ITEM 9 RECOMMENDED FOR APPROVAL, 5-0; MOTION COMMISSIONER BARNETT;
COMMISSIONER SCHWARTZ RECUSED (CONFLICT OF INTEREST)**

9. [5-GP-2006 \(2005 R.E. Investments\)](#) request by owner for a major General Plan Amendment of the Land Use Element from "Cultural/Institutional or Public Use" to "Office" on a 5 +/- acre parcel located at 15522 N. Thompson Peak Parkway. Staff contact person is Kira Wauwie, 480-312-7898. **Applicant contact person is Paul Gilbert, 480-429-3002.**

**ITEM 10 RECOMMENDED FOR DENIAL, 4-1; MOTION COMMISSIONER BARNETT;
COMMISSIONER O'NEILL DISSENTING AND COMMISSIONER SCHWARTZ RECUSED
(CONFLICT OF INTEREST)**

10. [6-GP-2006 \(Lone Mountain Office\)](#) request by owner for a major General Plan Amendment of the Land Use Element from "Rural Neighborhoods" to "Office" on a 2.5 +/- acre parcel located at 7171 E. Lone Mountain Road. Staff contact person is Tim Conner, 408-312-7833. **Applicant contact person is Tom Rief, 480-946-5020.**

SCOTTSDALE PLANNING COMMISSION
SEPTEMBER 27, 2006
PAGE 3

**ITEMS 11 & 12 RECOMMENDED FOR DENIAL, 5-0; MOTION COMMISSIONER BARNETT;
COMMISSIONER SCHWARTZ RECUSED (CONFLICT OF INTEREST)**

11. [7-ZN-2006 \(Lone Mountain Bank\)](#) request by owner to rezone from Single Family Residential Environmentally Sensitive Lands, Foothills Overlay (R1-70 ESL FO) to Service Residential, Environmentally Sensitive Lands (S-R ESL) on a 2.5 +/- acre parcel located at 7171 E. Lone Mountain Road. Staff contact person is Don Hadder, 480-312-2352. **Applicant contact person is Tom Rief, 480-946-5020.**
12. [17-UP-2006 \(Lone Mountain Bank\)](#) request by owner for a conditional use permit for a bank on a 2.5 +/- acre parcel located at 7171 E. Lone Mountain Road with Single Family Residential District Environmentally Sensitive Lands, Foothills Overlay (R1-70 ESL FO) zoning. Staff contact person is Don Hadder, 480-312-2352. **Applicant contact person is Tom Rief, 480-946-5020.**

WRITTEN COMMUNICATION

ADJOURNMENT APPROXIMATELY 9:55 PM

Steve Steinberg, Chairman
Eric Hess
Steven Steinke
Kevin O'Neill

James Heitel, Vice Chairman
David Barnett
Jeffrey Schwartz

For additional information click on the link to 'Projects in the Public Hearing Process' at: <http://www.ScottsdaleAZ.gov/projects>.



Persons with a disability may request a reasonable accommodation such as a sign language interpreter, by contacting the City Clerk's Office at 480-312-2412. Requests should be made as early as possible to allow time to arrange accommodation.